

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

ALCHIMIA, INC.,

Plaintiff,

v.

PETER JACOBSON and MENTOR
CAPITAL ASSOCIATES,

Defendants.

Civil Action No. 04-11908-DPW

JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1

Pursuant to Local Rule 16.1(B) and (D), and the Court's Notice of Scheduling Conference dated November 22, 2004, the parties submit the this Joint Statement.

1. Proposed Agenda of Matters to Be Discussed at Scheduling Conference.

- A. Nature of the case.
- B. Discovery and pre-trial schedule.
- C. Settlement status.

2. Proposed Pre-Trial Schedule.

- A. Proposed Discovery Plan.

Task	Completion Date
Close of fact discovery	April 15, 2005
Plaintiff's expert disclosures	May 1, 2005
Defendant's expert disclosures	June 1, 2005
Expert depositions	July 1, 2005

B. Proposed Motion Schedule.

Dispositive motions shall be filed on or before August 1, 2005.

C. Proposed Trial Schedule.

1. The parties propose that this case be scheduled for a final pre-trial conference on or before October 15, 2005.

2. The parties propose that this case be scheduled for trial in November 2005.

3. Alternative Dispute Resolution.

The parties have conferred regarding alternative dispute resolution and determined that it is not appropriate at this time.

4. Magistrate Judge.

At this point in time, the parties do not consent to the appointment of a magistrate for purposes of discovery or trial.

5. Local Rule 16.1 Certifications.

Certifications from the parties and their counsel have been or will be filed separately.

Respectfully submitted,

Alchimia, Inc., by its attorneys,

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Dated: January 4, 2005

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